

**TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT**

TO: Mayor and Councilmembers

FROM/PHONE: Patrick Lynn, Police Chief/(954)693-8320

PREPARED BY: Police Administration/af

SUBJECT: Resolution

AFFECTED DISTRICT: All

ITEM REQUEST: Schedule for Council Meeting

TITLE OF AGENDA ITEM: AGREEMENT AMENDMENT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING POLICE CHIEF PATRICK LYNN TO EXECUTE THE THIRD AMENDMENT AND RENEWAL TO THE LAW ENFORCEMENT MUTUAL AID AGREEMENT FOR TRAFFIC ENFORCEMENT BETWEEN THE BROWARD COUNTY SHERIFF'S OFFICE AND THE TOWN OF DAVIE POLICE DEPARTMENT.

EXECUTIVE SUMMARY: To approve and authorize a law enforcement renewal agreement for Mutual Aid for Traffic Enforcement between the Broward County Sheriff's Office and the Town of Davie Police Department. The agreement renewal will permit traffic enforcement and assistance, one to another, across the respective jurisdictional lines in the described situations and under the terms outlined in the attached agreement.

KEY POINTS:

PREVIOUS ACTIONS: R2009-129 6/3/09, R2010-118 6/2/2010 2nd Amendment/Renewal

CONCURRENCES:

FISCAL IMPACT: not applicable

Has request been budgeted? n/a

If yes, expected cost: \$

Account name and number:

If no, amount needed: \$

What account name and number will funds be appropriated from:

Additional Comments:

RECOMMENDATION(S): Motion to approve resolution

Attachment(s): Law Enforcement Mutual Aid Agreement, Resolution

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING POLICE CHIEF PATRICK LYNN TO EXECUTE THE THIRD AMENDMENT AND RENEWAL TO THE LAW ENFORCEMENT MUTUAL AID AGREEMENT FOR TRAFFIC ENFORCEMENT BETWEEN THE BROWARD COUNTY SHERIFF'S OFFICE AND THE TOWN OF DAVIE POLICE DEPARTMENT.

WHEREAS, the Town of Davie desires to renew the Mutual Aid Agreement for Traffic Enforcement (hereinafter referred to as the "Agreement") pursuant to Section 23.1225 (1), (2) Florida Statutes, known as the Florida Mutual Aid Act ; and

WHEREAS, the current agreement expired on April 30, 2011; and

WHEREAS, the Town of Davie is desirous of extending the term of the Agreement for one (1) additional year from May 1, 2011 through and excluding April 30, 2012 in accordance with the terms and conditions of the agreement. Thereafter, it may be renewed through an amendment extended the original agreement for a one (1) year period upon written mutual agreement between both parties.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie hereby approves the Police Chief Patrick Lynn to renew the Law Enforcement Mutual Aid Traffic Enforcement Agreement between the Town of Davie and the Broward County Sheriff's Office. A copy of the renewal agreement is attached hereto as for the purposes of acknowledging and accepting the terms and conditions set forth herein.

PD – Resolution Law Enforcement Mutual Aid Traffic Agreement renewal with the Town of Davie and the Broward County Sherriff's Office

SECTION 2. That the Police Chief Patrick Lynn is hereby authorized to execute the renewed Law Enforcement Mutual Aid Traffic Enforcement Agreement with the Broward County Sherriff's Office on behalf of the Town of Davie; acknowledging the terms and conditions set forth herein.

SECTION 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2011

MAYOR

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2011

Broward Sheriff's Office
2601 West Broward Boulevard
Fort Lauderdale, Florida 33312
954.831.8900 • www.sheriff.org



Pride in Service with Integrity

March 23, 2011

Patrick Lynn, Chief
Davie Police Department
1230 S. Nob Hill Rd
Davie, FL 33324

Re: Third Amendment to the Law Enforcement Mutual Aid Agreement for
Traffic Enforcement

Dear Chief Lynn:

Enclosed please find two (2) copies of the Third Amendment to the Law Enforcement Mutual Aid Agreement for Traffic Enforcement. Please execute and date each Agreement where indicated and return both partially executed Agreements to my attention for execution by the Broward Sheriff's Office.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald Gelin", written over the printed name.

DONALD GELIN
Assistant Legal Counsel

DG/tp
Enclosure

**THIRD AMENDMENT
TO
THE LAW ENFORCEMENT MUTUAL AID AGREEMENT
FOR
TRAFFIC ENFORCEMENT**

The undersigned Governmental Entities in Broward County, Florida enter into this Third Amendment to the Mutual Aid Agreement for Traffic Enforcement.

WHEREAS, the undersigned Governmental Entities entered into a Mutual Aid Agreement for Traffic Enforcement (hereinafter referred to as the "Agreement") pursuant to Section 23.1225 (1), (2) Florida Statutes; and

WHEREAS, on or about May 1, 2009, the Government Entities entered into a First Amendment which extended the Agreement through April 30, 2010, pursuant to the terms of the Agreement; and

WHEREAS, on or about May 3, 2010, the Government Entities entered into a Second Amendment which extended the Agreement through April 30, 2011, pursuant to the terms of the Agreement; and

WHEREAS, the Agreement expires on April 30, 2011; and

WHEREAS, the undersigned Governmental Entities are desirous of extending the term of the Agreement for one (1) additional year from May 1, 2011 through and including April 30, 2012 in accordance with the terms and conditions of the Agreement; and

THEREFORE, in consideration of the mutual terms and conditions contained herein, the undersigned Governmental Entities agree as follows:

1. The above recitals are true and correct and incorporated herein.
2. The term of the Agreement is hereby extended from May 1, 2011 through and including April 30, 2012.
3. Except as modified herein, all remaining terms and conditions of the Agreement shall remain in full force and effect.

(Intentionally Left Blank)

***THIRD AMENDMENT TO THE LAW ENFORCEMENT MUTUAL AID
AGREEMENT FOR TRAFFIC ENFORCEMENT***

INDIVIDUAL GOVERNMENTAL ENTITY SIGNATURE SHEET

AL LAMBERTI, SHERIFF OF BROWARD COUNTY

AL LAMBERTI
Sheriff

Date: _____

Approved as to form and legal
sufficiency subject to execution
by the parties:

By: _____
Judith Levine, General Counsel
Office of the General Counsel

Date: _____

**THIRD AMENDMENT TO THE LAW ENFORCEMENT MUTUAL AID
AGREEMENT FOR TRAFFIC ENFORCEMENT**

INDIVIDUAL GOVERNMENTAL ENTITY SIGNATURE SHEET

WITNESSES:

(CORPORATE SEAL)

TOWN OF DAYTON

BY: _____

(Signature)

Patrick Lynn

(Print Name)

Chief of Police

(Official Title)

ATTEST:

Town Clerk (Signature)

Russell Muniz

Town Clerk (Print Name)

APPROVED AS TO FORM:

Town Attorney (Signature)

Thomas P. Moss

Town Attorney (Print Name)

STATE OF FLORIDA)
COUNTY OF BROWARD)

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments,
did personally appear: _____

(Insert Names and Official Titles)

of the Town of _____, a municipal corporation of Florida, and
acknowledged they executed the foregoing Agreement as the proper official of the Town of _____
and the same is the act and deed of the Town of _____

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at the Town of _____,
in the State and County aforesaid on this, the _____ day of _____,
2010.

(SEAL)

Notary Public

My Commission Expires: